

CITY OF OAKLAND
AGENDA REPORT

2012 JAN 11 AM 10:25

To: Office of the City Administrator
Attn: Deanna J. Santana
From: Police Department
Date: January 24, 2012

Re: A Report and Proposed Resolution 1) Waiving the Advertising and Bidding Requirements and the Request for Proposal/Qualifications Process, 2) Waiving the Local and Small Local Business Enterprise Program Provisions, and 3) Awarding a Contract to Foray Technologies In an Amount not to Exceed One Hundred Fifty Thousand Dollars (\$150,000) For The Purchase of Commercial Information Technology Equipment, Software Licensing, Management, Installation, and Support Services For a Two-Year Period

SUMMARY

A resolution has been prepared to 1) waive the Advertising and Bidding Requirements and the Request for Proposal/Qualifications ("RFP/Q") Process, 2) waive the Local and Small Local Business Enterprise Program (L/SLBE) provisions, and 3) enter into a contract with Foray Technologies for the purchase of commercial, information technology equipment, software licensing, management, installation, and support services.

FISCAL IMPACT

Approval of this proposed resolution will authorize the City Administrator to enter into a contract with Foray Technologies in an amount not to exceed \$150,000 for the purchase of commercial technology equipment needed to upgrade, install, and maintain existing equipment used by Oakland Police Evidence Technicians (PET). Funds for this purchase will be drawn from the Department of Justice Fund 2112; Fiscal Services Division Org. 106510; Agency-wide Administration Program PS01; JAG 2009 (Local) Project G393010; JAG 2010 (Local) G4240110. This project will be managed by the Special Operations Commander.

Spending Plan

Qty.	Description	Price	Amount
1	4 TB Enterprise Repository Server	\$ 30,491.23	\$ 30,491.23
4	Remote Download Kiosks	\$ 1,631.25	\$ 6,525.00
1	Network Workstation for Image Processing (HP)	\$ 6,475.99	\$ 6,475.99

Item: _____
Public Safety Comte.
January 24, 2012

2	Remote Image Acquisition: ADAMS GSA Basic Evidence Pack (Software License)	\$ 165.00	\$ 330.00
1	Image Acquisition & Mgmt: ADAMS GSA Intermediate Server Pack (Software License)	\$ 11,635.00	\$ 11,685.00
1	Remote Image Viewing: ADAMS GSA Core Server Pack (Software License)	\$ 6,777.00	\$ 6,777.00
3	Remote Image Viewing: ADAMS GSA Core Server Bump Pack (Software License)	\$ 3,003.00	\$ 9,009.00
	Management, Installation, Training & Support Services	\$ 67,242.28	\$ 67,242.28
	Sales Tax @ 8.75%	\$ 2,432.59	\$ 2,432.59
	*Contingency	\$ 9,031.91	\$ 9,031.91
	Total		\$150,000.00

**Please note that money for contingencies has been included in the amount of \$9,031.91 to facilitate any extra work that may be needed to implement this program due to the fact that it is a completely digital upgrade and OPD has aged infrastructure that sometimes requires additional support to ensure the program works as intended.*

The proposed technology purchases will upgrade existing software and computer equipment, allowing the Department to use modern data management and information sharing systems associated with image evidence collection. Funding for the ongoing maintenance of this project will be absorbed in the Police Department’s baseline O&M budget at a cost of \$15,000 per year; however, at the end of two years, DIT should know enough about the technology to handle any maintenance issues that arise. Further, given the expensive cost for supplies and maintenance for the outdated analog equipment and manual process the Department is currently using to collect image evidence, it is expected that the digital upgrade will result in an increased cost-effectiveness when costs related to maintenance as well as time and effort to use the system are considered.

BACKGROUND

Oakland Police Evidence Technicians currently use film cameras in the field to take evidence and other photos. These cameras are no longer supported for parts and repair by their manufacturer. The Department does have digital cameras; however, there is a critical need to upgrade for reliability, customization, security, and easy to use software solutions that will help to manage the thousands of images taken by PETs.

Item: _____
 Public Safety Comte.
 January 24, 2012

KEY ISSUES AND IMPACTS

The Department's current analog cameras are over twenty years old and are no longer supported for repairs or replacement parts. This purchase from Foray Technologies will consist of new and upgraded technological resources that will be used to strengthen and expand existing investigative operations. This product will allow PETs to take digital photos in the field, immediately review them for suitability (unlike current film cameras) then upload them to a storage server. Investigators will then have immediate access to the images during their investigations. Additionally, Foray Technologies equipment allows for easy manipulation of images (e.g., enhancement) if needed. Digital photographs are the current standard of evidence during court proceedings and can easily be shared with prosecutors. Finally, in order to make efficient and effective use of law enforcement resources and information sharing, the Department will rely heavily on this needed digital technology to facilitate use of crime scene images as an investigative tool.

Request to Waive Advertising and Bidding Requirements, Request for Proposals/Qualifications process, and Small Local Business Provisions

Staff is recommending that the Council waive the RFP/Q process pursuant to Oakland Municipal Code section 2.04.051B and the advertising and bidding requirements pursuant to Oakland Municipal Code section 2.04.050.1.5. Staff is also recommending that the Council waive the L/SLBE program.

After completing an informal bidding process, staff determined it was in the best interest of the City to enter into a contract with Foray Technologies, a valid GSA contractor (GSA Contract # GS-35F-0406T) that works exclusively with law enforcement agencies and provides the best value to the City in supplying a complete, secure, and compatible digital imaging evidence system. In addition to Foray Technologies, staff reviewed the following companies to assess whether or not their services would meet the needs of the Department:

- VeriPic, Inc
- Dataworks Plus, Inc
- Linear System, Inc

The Fiscal Services Division Purchasing Unit and the Department of Information Technology reviewed all quotes and agree that the Foray package (equipment, installation, training, support for two years) will provide the best value for the City considering the Department currently uses existing Foray equipment in the Crime Lab, which will ensure the new Foray digital image management systems compatibility with existing equipment.

Item: _____
Public Safety Comte.
January 24, 2012

There are open market items associated with this request (server, download kiosk, and workstation) of which staff is not seeking a waiver of the bid process, however Foray has agreed to support the entire project to ensure its systems are installed and properly functional.

PROJECT DESCRIPTION

Foray Technologies, based in San Diego California, is the developer of a comprehensive suite of sophisticated evidence management products that provide physical property and evidence management, digital evidence management, custom imaging, and chain of custody solutions to law enforcement professionals.

The company works exclusively with law enforcement and provides a wide range of tools for the collection, management, and processing of evidence. Foray Technologies is headquartered in San Diego, California and has locations throughout the United States. OPD is already using some elements of Foray's digital evidence management solution in the Crime Lab and this purchase will complete the digitalization of the Department's image evidence management system.

SUSTAINABLE OPPORTUNITIES

Economic: In addition to providing the most cost effective option for upgrading the Department's current imaging system, this purchase will provide a more efficient way for investigators to access information and solve crimes, thereby creating an environment free of crime and more attractive to consumers and potential businesses owners.

Environmental: There are no environmental issues associated with this report.

Social Equity: By upgrading the equipment used by Police Evidence Technicians in the field, the Department is able to provide a higher level of service to the community.

Disability and Senior Access: There are no ADA or senior citizen access issues contained in this report.

RECOMMENDATION

The Oakland Police Department recommends that the City Council approve the proposed resolution to 1) Enter into a contract with Foray Technologies for the purchase of commercial information technology equipment, software licensing, and their management, installation and support services, and 2) waive the Competitive Request for Proposal/Qualifications Process and the advertising and bidding requirements and 3) waive the Local and Small Local Business Enterprise Program Provisions for the Police Department in support of frontline policing services.

Item: _____
Public Safety Comte.
January 24, 2012

ACTION REQUESTED BY THE CITY COUNCIL

Staff recommends that the City Council approve the proposed resolution.

Respectfully submitted,



Howard A. Jordan
Interim Chief of Police

Prepared by:
Michael Poirier
Lieutenant of Police
Special Operations

Reviewed by:
Ms. Kiona Suttle
Interim Executive Assistant to Director
Oakland Police Department

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:


Office of the City Administrator

Item: _____
Public Safety Comte.
January 24, 2012

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

A. Macaulay
City Attorney

2012 JAN 11 AM 10:25 RESOLUTION No. _____ C.M.S.

RESOLUTION 1) WAIVING THE ADVERTISING AND BIDDING REQUIREMENTS AND THE REQUEST FOR PROPOSAL/QUALIFICATIONS PROCESS, 2) WAIVING THE LOCAL AND SMALL LOCAL BUSINESS ENTERPRISE PROGRAM PROVISIONS, AND 3) AWARDED A CONTRACT TO FORAY TECHNOLOGIES IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) FOR THE PURCHASE OF COMMERCIAL INFORMATION TECHNOLOGY EQUIPMENT, SOFTWARE LICENSING, MANAGEMENT, INSTALLATION AND SUPPORT SERVICES FOR A TWO YEAR PERIOD

WHEREAS, the 2009 Edward Byme Memorial Justice Assistance Grant (JAG) Local grant funds of up to \$150,000 have been allocated for the purchase of technological equipment, installation, and materials to update the Oakland Police Department's digital image evidence system; and

WHEREAS, funds are available in Department of Justice Fund 2112; Fiscal Services Division Org. 106510; Agency-wide Administration PS01; JAG 2009 (Local) Project G393010; and

WHEREAS, Foray Technologies is a GSA Contractor (Contract # GS-35F-0406T) headquartered in San Diego, CA, that works exclusively with law enforcement agencies, and provides the most compatible digital evidence technology to the Foray system already being utilized by the Department in its evidence management system; and

WHEREAS, the Foray Technologies quote consists of a cost-effective package that includes the purchase of equipment, installation, training, and two years of support; and

WHEREAS, Oakland Municipal code section 2.04.051.B permits the Council to waive the request for proposal/qualifications ("RFP/Q") process upon a finding that it is in the best interest of the City to do so; and

WHEREAS, Oakland Municipal code section 2.04.050.1.5 permits the Council to waive the advertising and bidding requirements upon a finding that it is in the best interest of the City to do so; and

WHEREAS, staff recommends that it is in the best interest of the city to waive the advertising and bidding requirements and the RFP/Q process in order for the Oakland Police Department to purchase Foray Technologies digital image evidence management system because it will work seamlessly with the Department's current Foray digital evidence management system utilized by the Crime Lab; and

WHEREAS, that as required by Oakland Municipal Code 2.04.020.E.3 entering into this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now therefore be it

RESOLVED, that for the reasons stated above and in the report accompanying this item and pursuant to Oakland Municipal Code sections 2.04.051.B and 2.04.050.1.5, the Council finds that it is in the best interest of the City to waive the advertising and bidding requirements and the RFP/Q process for the purchase of equipment, installation, training, and support of Foray Technologies digital image management system, and so waives the requirements; and be it

FURTHER RESOLVED, that the Council finds that it is in the best interest of the city to waive the Local and Small Local Business Enterprise Program Provisions; and be it

FURTHER RESOLVED, that the City Council hereby authorizes the City Administrator or her designee, on behalf of the City of Oakland, to enter into a contract with Foray Technologies in an amount not to exceed \$150,000 in order to upgrade the Police Department’s image evidence management system from analog to digital to meet the current industry standard; and be it

FURTHER RESOLVED: that the City Council hereby appoints the City Administrator to conduct all negotiations, applications, agreements, and related actions which may be necessary for the completion of the contract; and be it

FURTHER RESOLVED: that the City Attorney shall review and approve said contract with Foray Technologies, as to form and legality, and a copy of the fully executed contract shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, and PRESIDENT REID

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the
Council of the City of Oakland, California