

2006 JUL -6 PM 6:01

Approved as to Form and Legality

Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

RESOLUTION WAIVING THE COMPETITIVE BID PROCESS AND LOCAL/SMALL BUSINESS ENTERPRISE PROGRAM, AND AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR THE PURCHASE OR LEASE OF A GUNSHOT LOCATION SYSTEM WITH SHOTSPOTTER, INC. OR A THIRD PARTY LEASING COMPANY, INCLUDING A MINIMUM ONE YEAR MAINTENANCE SERVICE AGREEMENT, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED EIGHTY EIGHT THOUSAND FIVE HUNDRED NINE DOLLARS (\$288,509)

WHEREAS, the City Council allocated funds for the lease of a gunshot location technology system on June 8th 2006; and

WHEREAS, OPD and other City staff have interviewed and talked to at least five other cities using this system including, Gary Indiana, Charleston S.C., Los Angeles CA, Rochester New York and Glendale AZ, and have determined that there are no other companies other than Shot Spotter, Inc. capable of delivering a similar production system; and

WHEREAS, this gunshot location technology which has been proven to work in practice in multiple metropolitan deployments is a unique product offered only by ShotSpotter, Inc.; and

WHEREAS, there are currently no other companies that have deployed production systems or possess the experience of having deployed systems that were operational over the same or similar coverage areas required by the City; and

WHEREAS, the deployment of ShotSpotter has been proven to reduce illegal weapons possession and gunfire as much as 60% in some target areas; and

WHEREAS, the ShotSpotter system will allow the City to detect and respond to gunfire incidents within 10-15 seconds without a citizen calling 911; and

WHEREAS, the ShotSpotter system will record weapons discharge events for instant replay as well as archiving their locations for the City's forensic, prosecutorial and crime mapping purposes; and

WHEREAS, the ShotSpotter system is the only system that has been accepted and in compliance with a sole source grant from the U.S. Department of Justice, Office of Community Policing Services; and

WHEREAS, the Oakland Municipal Code permits waiver of the City’s competitive bidding process when the City Council finds and determines that it is in the best interests of the City; and

WHEREAS, it is the belief of OPD that immediate implementation of such a system may save lives in Oakland and should therefore be pursued without delay; now, therefore, be it

RESOLVED, That pursuant to Oakland Municipal Code Title 2, Chapter 2.04, Article 2.04.050.I.5, the City Council finds and determines that it is in the City’s best interests to waive the competitive bidding process for the lease or purchase of a gun shot location system because the system is only manufactured by one vendor, ShotSpotter, Inc.; and, be it

FURTHER RESOLVED, That the City Council waives Local and Small Local Business Enterprise Program requirements for the ShotSpotter, Inc. lease or purchase agreement; and, be it

FURTHER RESOLVED, That the City Administrator is authorized to negotiate and enter into an agreement for the purchase or lease of a gunshot location system with ShotSpotter, Inc. or a third party leasing company, including a minimum one year maintenance service agreement, in an amount not-to-exceed \$288,509; and, be it

FURTHER RESOLVED, That the City Attorney shall approve the purchase or lease agreement for form and legality and a copy shall be filed in the Office of the City Clerk.

376193

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID,
CHANG, AND PRESIDENT DE LA FUENTE

NOES –
ABSENT –
ABSTENTION –

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California