

OAKLAND CITY COUNCIL

Robert J. Furdyk, P.A.
City Attorney

RESOLUTION No. 80614 C.M.S.

RESOLUTION WAIVING THE COMPETITIVE BID PROCESS AND AWARDING TWO CONTRACTS FOR THE PURCHASE OF:

1) A FORWARD-LOOKING INFRARED (FLIR) ULTRA 8500XRTCAMERA FROM FLIR, INC. IN AN AMOUNT NOT-TO-EXCEED TWO HUNDRED SIXTY-NINE THOUSAND EIGHT HUNDRED NINETY-EIGHT DOLLARS AND NINE CENTS (\$269,898.09), AND 2) A BROADCAST MICROWAVE SYSTEM (BMS) FROM BMS, INC. IN AN AMOUNT NOT-TO-EXCEED TWENTY-SIX THOUSAND FIVE HUNDRED NINETY-NINE DOLLARS (\$26,599.00) FOR THE OAKLAND POLICE AIR SUPPORT UNIT HELICOPTER

WHEREAS, the Oakland Police Department (hereinafter "OPD") has long used helicopters as an air support platform to improve police services in the City of Oakland; and

WHEREAS, the use of a police helicopter equipped with Forward-Looking Infrared (FLIR) technology speeds police services to remote areas of the City, improves officer safety, and improves both fire and crime prevention response efforts; and

WHEREAS, the Police Department effectively uses its FLIR equipped helicopter resources to address serious narcotic offenses; and

WHEREAS, the Police Department's current FLIR Inc. camera has exceeded its useful life and is unable to be repaired; and

WHEREAS, the Department seeks to replace the existing FLIR Inc. camera with a new FLIR 8500XRT camera which is manufactured by FLIR, Inc. and purchase a Broadcast Microwave System (BMS) downlink manufactured by BMS, Inc.; and

WHEREAS, by purchasing the infrared camera and microwave system from FLIR, Inc. and BMS, Inc. the City will save on the overall replacement cost because these vendors offer the only compatible equipment and purchasing from other vendors would require purchasing additional equipment to replace equipment that is not in need of replacement; and

WHEREAS, the total cost of the new equipment is \$296,497.09 including tax (8.75%); now, therefore be it

RESOLVED: That, pursuant to Oakland Municipal Code section 2.04.050.I.5, the City Council finds and determines on the basis of the City Administrator's report accompanying this item, that it is in the City's best interests to waive the competitive bid process for two purchases: 1) the purchase of a new FLIR 8500XRT camera from FLIR, Inc, and 2) the purchase of a Broadcast Microwave System (BMS) downlink from BMS, Inc., because these vendors offer the only compatible equipment, and purchasing this equipment from other vendors will require purchasing additional equipment to replace existing equipment that is not in need of replacement but would be

required to make the new equipment compatible with the overall existing system and increase costs to the City; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to award a contract for the purchase of a new FLIR Inc. 8500XRT camera in an amount not-to-exceed two hundred sixty nine thousand dollars eight hundred ninety-eight dollars and nine cents (\$269,898.09) including applicable sales tax to FLIR, Inc.; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to award a contract for the purchase of a BMS downlink system in an amount not-to-exceed twenty six thousand five hundred ninety-nine dollars and no cents (\$26,599.00) including applicable sales tax to BMS, Inc.; and be it

FURTHER RESOLVED: That funds used to complete the purchase of a new FLIR Inc. 8500 XRT and the BMS downlink are available and will be drawn from Department of Justice Grant Administration Fund (2112), Bureau of Administration Organization (106110), Miscellaneous Contract Services Account (54919), and Agency wide Administration Program (PS01), and COPS More Grant Project (H95320); and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to modify, extend, or amend said agreement, provided that no additional funds shall be allocated without prior Council approval; and be it

FURTHER RESOLVED: That all contracts authorized hereunder shall be approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 5 2007, 20

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and
PRESIDENT DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

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