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OFFICE OF THE CITY CLERK
OAKLAND



Oakland City Attorney's Office

2005 DEC -1 PM 6:42

OAKLAND CITY COUNCIL
RESOLUTION No. 79709 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO EXECUTE A PURCHASE ORDER WITH M/A-COM INC. FOR RADIO PARTS AND MATERIALS FOR AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) PER YEAR FOR THREE (3) YEARS WITHOUT RETURN TO COUNCIL.

WHEREAS, the Finance and Management Agency (FMA), Information Technology Division is working to update and improve the service and reliability of the City's 800 MHz radio infrastructure; and

WHEREAS, the City passed Resolution 78454 authorizing the City Manager to negotiate and return to Council a contract for the Radio system upgrade; and

WHEREAS, the City of Oakland purchased a General Electric 800 MHz Trunked Radio System (now M/A-COM/ Tyco Communications) in 1992 by competitive bid; and

WHEREAS, the City's radio system will need major modifications in order to meet the current needs of our public safety units; and

WHEREAS, M/A-COM Inc has provided radios and replacement parts to the City since 1992; and

WHEREAS, M/A-COM performance has been satisfactory and can meet the needs of the City for radios and replacement parts; and

WHEREAS, M/A-COM is the manufacturer of the City's radios and replacement parts and it would be of no advantage to purchase these commodities from any other reseller; and

WHEREAS, the primary funding source is the Radio Fund (Fund 4200) and user contracts; and

WHEREAS, the City finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City finds that this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City hereby finds and determines that pursuant to Chapter 2.04, Article I, section 2.04.050.I.5, of the Oakland Municipal Code, it is in the best interests of the City to waive bidding requirements of section 2.04.050; and be it

FURTHER RESOLVED: that the City Council authorizes the City Administrator or her designee to execute a purchase order with M/A-COM Inc. for radio parts and materials for an amount not to exceed five hundred thousand dollars (\$500,000.00) per year for three (3) years without return to council; and be it

FURTHER RESOLVED: that the City Administrator or her designee is hereby authorized to take whatever action is necessary with respect to the agreement consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: that the contract shall be reviewed and approved by the City Attorney's Office for form and legality prior to execution, and a copy shall be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 07 2006

INTRODUCED BY COUNCILMEMBER _____

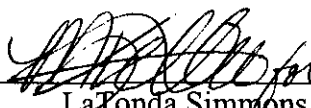
PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

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